

4. May 3, 2008 letter from Robert J. Gunther responding to Anascape's second letter (dated May 3, 2008) regarding the admissibility of evidence that Mr. Armstrong wrote the claims of the '700 patent to match the features of the Nintendo GameCube.
5. May 10, 2008 letter from James S. Blank requesting an additional jury instruction regarding evidence of an accelerometer in the Wii Nunchuk.
6. May 11, 2008 letter from Robert J. Gunther requesting preclusion of further Anascape argument regarding Nintendo's alleged refusal to license Anascape's technology.
7. May 11, 2008 letter from Robert J. Gunther regarding the Court's instructions to the jury on the issues of priority and written description.
8. May 11, 2008 letter from Robert J. Gunther responding to the Court's request for authority to support Nintendo's position that the changes made to the '700 application are relevant to the issue of priority.

Dated: May 22, 2008

Respectfully submitted,

/s/ James S. Blank
James S. Blank
(james.blank@lw.com)
Sabrina Y. Hassan
(sabrina.hassan@lw.com)
LATHAM & WATKINS LLP
885 Third Avenue
New York, NY 10022
Tel.: (212) 906-1200
Fax: (212) 751-4864

Robert J. Gunther, Jr.
(robert.gunther@wilmerhale.com)
WILMER HALE
399 Park Avenue
New York, NY 10022

Tel: (212) 230-8830
Fax: (212) 230-8888

Robert W. Faris
(rwf@nixonvan.com)
Joseph S. Presta
(jsp@nixonvan.com)
NIXON & VANDERHYE, P.C.
1100 North Glebe Road
8th Floor
Arlington, VA 22201
Tel.: (703) 816-4000
Fax: (703) 816-4100

Charles W. Goehringer, Jr.
(cwgoehringer@germer.com)
Lawrence L. Germer
(llgermer@germer.com)
Texas Bar No. 07824000
GERMER GERTZ L.L.P.
550 Fannin, Suite 400
P.O. Box 4915
Beaumont, Texas 77704
Tel.: (409) 654-6700
Fax: (409) 835-2115

**Attorneys for Defendant and Counterclaimant
Nintendo of America Inc.**

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 22nd day of May, 2008. Any other counsel of record will be served by first-class mail.

/s/ James S. Blank _____
James S. Blank